

BEFORE THE AIR RESOURCES BOARD
OF THE STATE OF CALIFORNIA

Testimony of W. James Wagoner	} Public Hearing Item 06-10-5
Air Pollution Control Officer.....	} November 16, 2006
Butte County Air Quality	} Proposed amendments to the Airborne
Management District.....	} Toxic Control Measure for Stationary
.....	} Compression Ignition Engines

Dr. Sawyer and distinguished members of the Air Resources Board, I am Jim Wagoner, Air Pollution Control Officer of the Butte County Air Quality Management District. I have been employed by the District for over 16 years, and I have served as the Air Pollution Control Officer for the last 4 years.

In preface, our District supports the Air Resources Board's efforts to reduce public exposure to diesel particulate exhaust. My staff has been active in working with Air Resources Board staff on airborne toxic control measures through the California Air Pollution Control Officers Association Toxics Committee. The District routinely considers pollutant toxicity in the permit process. For example, we utilized the Air Resources Board's risk management guidance for permitting sources of lead emissions to ensure a recent cleanup at a hazardous waste site in our District did not result in adverse health risk to the public.

We have concerns and recommendations about the proposed amendments before you as expressed by our Board in their letter dated November 3rd, and the Sacramento Valley Basinwide Air Pollution Control Council's letter dated November 1st. My office has also provided detailed comments in a letter dated November 15th, all of which we hope will be considered.

For the sake of brevity, I would like to focus my testimony today on two areas: the proposed remote location exemption and the need for more outreach prior to adopting the proposed amendments.

As proposed, the remote location exemption would only apply to federal ozone and particulate matter attainment areas. Our District, among others, does not believe this is appropriate. The Tanner provisions of the Health and Safety Code authorize the development of measures to reduce public exposure to toxic air contaminants. We believe the provisions were not intended to be used as a tool to help attain the federal ambient standards. Further, the District has determined through the SIP planning process that oxides of nitrogen reductions from these sources are not needed to achieve

1 the federal 8-hour standard in our District. The remote exemption should be based
2 solely on risk to the public from diesel particulate exhaust.

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4 Addressing outreach, I would like to add the following to the comments of Supervisor
5 Josiassen. First, we appreciate the efforts of your staff working with the California Air
6 Pollution Control Officers Association, holding workshops in Durham and Colusa last
7 summer and working with the Sacramento Valley Basinwide Air Pollution Control
8 Council. Most of the outreach in our air basin has occurred in the last half of this year.
9 We understand the proposal before your Board largely comes from the extended efforts
10 and outreach already occurring in the San Joaquin Valley. The San Joaquin Valley
11 APCD's resources for outreach, compliance assistance, and program implementation
12 are much greater than those in other rural areas of the state, such as the Sacramento
13 Valley. The need for these emission reductions are also greater in the San Joaquin
14 Valley. Our District believes additional outreach is necessary and requests more time
15 and immediate resources prior to adopting this proposal. The proposed fee provisions,
16 while helpful in the long term, will not provide the immediate resources needed to
17 begin implementation of the ATCM as proposed

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19 Thank you for consideration.

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21 Respectfully submitted as testimony before the California Air Resources Board for the
22 November 16, 2006 Public Hearing to consider the proposed amendments to the
23 Airborne Toxic Control Measure for Stationary Compression Ignition Engines.

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27  Dated: November 16, 2006
28 W. James Wagoner, Air Pollution Control Officer
29 Butte County Air Quality Management District
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